

**To:** George DeLancey[george.j.delancey@usace.army.mil]  
**From:** Weaver, Kerryann  
**Sent:** Wed 10/14/2015 2:00:51 PM  
**Subject:** RE: LRL-2014-336

Hi George,

We have some end of year reports to submit this week.....wondering if this was permitted?

Thanks,

Kerryann

**From:** Weaver, Kerryann  
**Sent:** Friday, August 14, 2015 1:09 PM  
**To:** George DeLancey  
**Subject:** LRL-2014-336

George,

Thank you for providing the revised application for the Liberty Mine. I realize the 30 day response time stated in your July 8, 2015 letter has lapsed; however we just wanted to point out that the applicant still has not addressed financial assurances in a CWA Section 404 context. This should be different than the reclamation bond required under SMCRA. Further, we appreciate that the applicant has provided the site protection instrument (i.e. deed); however, this is different from a long term management plan required under CWA Section 404(b)(1) Guidelines: a description of how the project will be managed after performance standards have been achieved to ensure the long-term sustainability of the resource, including long-term management needs (i.e. if the site deviates from 'natural condition' as stated in the conservation deed) and financing mechanisms and the party responsible for long-term management.

We appreciate the Corps considering our comments prior to permit issuance. If you have any questions, let me know.

Thanks,

Kerryann

Kerryann Weaver | Environmental Scientist | U.S. EPA, Region 5, Water Division, Watersheds and Wetlands Branch

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